

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION OF ALLTEL KENTUCKY, INC.))	
)	
_____)	CASE NO. 92-312
)	
ALLEGED VIOLATION OF 807 KAR 5:006,)	
SECTION 25(3), AND 807 KAR 5:006,)	
SECTION 25(7)(a))	

O R D E R

ALLTEL Kentucky, Inc. ("ALLTEL") is a telephone local exchange utility located in Shepherdsville, Kentucky. According to Commission records, Jan Teensma is the current president of ALLTEL.

807 KAR 5:006, Section 25(7)(a), requires that each telephone utility " . . . shall inspect aerial plant for electrical hazards, proper clearance for electric facilities and climbing safety every two (2) years." 807 KAR 5:006, Section 25(3), requires that "[a]ppropriate records shall be kept by each utility to identify the inspection made, deficiencies found and action taken to correct the deficiencies."

On June 2, 1992, a telephone utility accident investigation was performed by a Commission utility investigator. The findings of that investigation were reduced to a report, attached hereto and incorporated herein as Appendix A.

The inspection was prompted by an accident that occurred on May 14, 1992 when a broken telephone pole and several lines owned

by ALLTEL fell on a van driven by Margie Snow on Highway 480 in Shepherdsville. A copy of the police report is attached hereto and incorporated herein as Appendix B, a copy of the company's accident notification letter is attached hereto and incorporated herein as Appendix C, and a copy of the Commission's Accident Report is attached hereto and incorporated herein as Appendix D.

Inspection of the pole indicated severe weathering, cracking, and internal decay at ground level. A review of ALLTEL'S aerial facilities inspection records provided no indication that the facility involved in the accident had been inspected as required by 807 KAR 5:006, Section 25(7)(a). Failure to keep inspection records is a violation of 807 KAR 5:006, Section 25(3).

The Commission finds that a prima facie showing has been made that ALLTEL and Jan Teensma have violated 807 KAR 5:006, Sections 25(3) and 25(7)(a), by failing to inspect ALLTEL's aerial facilities and to keep records of such inspections.

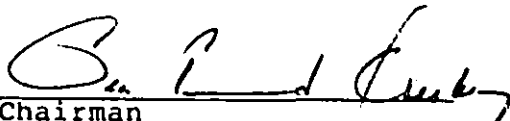
IT IS THEREFORE ORDERED that:

1. Jan Teensma, as president of ALLTEL, shall appear at a hearing scheduled for September 4, 1992, at 10:00 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky, and be prepared to show cause why ALLTEL should not be penalized pursuant to KRS 278.990 for failing to comply with 807 KAR 5:006, Sections 25(3) and 25(7)(a).


2. ALLTEL shall submit a written response to all allegations contained herein within 20 days of the date of this Order.

Done at Frankfort, Kentucky, this 13th day of August, 1992.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 92- 312 DATED 8/13/92

TELEPHONE UTILITY ACCIDENT INVESTIGATION

DATE OF THIS REPORT 6/25/92 SUBMITTED BY James Johnson
NAME OF UTILITY ALLETEL Kentucky, Inc.
ACCIDENT REPORTED BY Mr. Jan Teensma
DATE AND TIME ACCIDENT OCCURRED May 14, 1992 - 6:15 P.M.
DATE & TIME UTILITY LEARNED OF ACCIDENT May 15, 1992
DATE & TIME ACCIDENT REPORTED _____
DATE OF ACCIDENT INVESTIGATION June 2, 1992
DATE SUMMARY WRITTEN REPORT WAS RECEIVED FROM UTILITY May 22, 1992
PERSONS ASSISTING IN THE INVESTIGATION Mr. Jan Teensma and Mr. Rick
Taylor.

NAME OF VICTIM(S) 1. Ms. Margie Snow SEX F AGE 62
FATAL No NAME OF EMPLOYER: Unknown
INJURIES Unknown

2. _____ SEX _____ AGE _____
FATAL _____ NAME OF EMPLOYER: _____
INJURIES _____

3. _____ SEX _____ AGE _____
FATAL _____ NAME OF EMPLOYER: _____
INJURIES _____

TELEPHONE UTILITY ACCIDENT INVESTIGATION (Continued)

LOCATION OF ACCIDENT SITE Approximately 7.9 miles East of
Shepherdsville, Kentucky on Hwy. 480.

DESCRIPTION OF ACCIDENT According to a witness, Ms. Linda Meador, 275
Meador Mountain, Shepherdsville, Kentucky, who was following a tractor
and trailer truck which struck the telephone service drops breaking
the pole causing it to fall in the road striking the front of Mrs.
Snow's 1974 van. The van flipped over on its top. The truck did not
stop.

SOURCE OF INFORMATION State Police Accident Report.

PROBABLE VIOLATIONS OF COMMISSION REGULATIONS 1. 807 KAR 5:006,
Section 25(3) - ALLTEL was unable to provide records indicating that
the broken pole had been inspected within the last two years as re-
quired. 2. 807 KAR 5:006, Section 25(7)(a) - Not inspecting Route
#4 in the Shepherdsville Exchange for safety every two years.

RECOMMENDATIONS It is recommended that the Commission consider action
in accordance with KRS 278.990 for ALLTEL's failure to inspect and
document the inspections of its aerial facilities as required.

CORRECTIVE ACTION Pole and service drop replaced May 15, 1992.

LINE CLEARANCES

	<u>As Measured</u>	<u>Minimum Allowed by NESC</u>
A. AT POINT OF ACCIDENT		
Phase conductor to ground elevation:	<u>N/A</u>	<u>N/A</u>
Neutral conductor to ground elevation:	<u>N/A</u>	<u>N/A</u>
Communication conductor to ground elevation:	<u>Unknown</u>	<u>15.5'</u>
Phase conductor to structure:	<u>N/A</u>	<u>N/A</u>
Neutral conductor to structure:	<u>N/A</u>	<u>N/A</u>
Communication conductor to structure:	<u>N/A</u>	<u>N/A</u>
B. AT LOWEST POINT OF SPAN		
Phase conductor to ground elevation:	<u>N/A</u>	<u>N/A</u>
Neutral conductor to ground elevation:	<u>N/A</u>	<u>N/A</u>
Communication conductor to ground elevation:	<u>Unknown</u>	<u>15.5'</u>
C. SPAN LENGTH _____		
Date the line or facilities were constructed: <u>1973 or before.</u>		
Utility: <u>ALLTEL Kentucky, Inc.</u>		
Date: <u>N/A</u> Time <u>N/A</u>		
Approximate temperature: <u>N/A</u>		
Measurements made by: <u>N/A</u>		

Submitted by: 

APPENDIX B

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 92- 312 DATED 8/13/92

Ford

GENERAL LIABILITY LOSS NOTICE (OTHER THAN AUTOMOBILE)

DATE OF LOSS
05/19/92

Mr. Matt Smith
Cincinnati Insurance Company
P.O. Box 984
Louisville, KY 40201

INSURANCE POLICY NO. (A)
502 587-1687

-OR COMPANY USE ONLY

COMPANY
Cincinnati Insurance Company

POLICY NUMBER
552552

POLICY EFF. DATE MM/DD/YY

POLICY EXP. DATE MM/DD/YY

DATE IMMEDIATELY AFTER LOSS

01/01/92

01/01/93

5/14/92 6:15

AM PM
YES NO

INSURED

NAME & ADDRESS

ALLTEL Kentucky, Inc.
P.O. Box 68
Shepherdsville, KY 40165

INSURED'S RESIDENCE PHONE (A/C NO.)

NA

INSURED'S BUSINESS PHONE (A/C NO.)

502 543-2231

PERSON TO CONTACT

Donna Crouch

WHERE TO CONTACT

Same

WHEN

8:00 - 4:30

CONTACT'S RESIDENCE PHONE (A/C NO.)

NA

CONTACT'S BUSINESS PHONE (A/C NO.)

502 955-7105

LOSS

LOCATION OF ACCIDENT (INCLUDE CITY & STATE)

KY 480 Shepherdsville, KY

AUTHORITY CONTACTED

KY State Police

DESCRIPTION OF ACCIDENT (USE REVERSE SIDE IF NECESSARY)

See attached police report.

POLICY INFORMATION

OVERSEAS PART OF POLICY (INSERT NUMBER & EDITION DATES)

LIMITS	PREMISES OPERATIONS	VED PAY	PRODUCTS (EXCLUDED OPERATIONS)	CONTRACTUAL	OTHER	PRODUCTS
BI						
PD						
COL						

MORE OVERS POLICY IN FORCE

UMBRELLA

EXCESS

CARRIER

LIMITS

TYPE OF LIABILITY

PREMISES INSURED IS

OWNER

TENANT

OTHER

TYPE OF PREMISES

OWNERS NAME & ADDRESS (IF NOT INSURED)

PRODUCTS INSURED IS

MANUFACTURER

FURNISH

OTHER

OWNERS PHONE (A/C NO.)

MANUFACTURER'S NAME & ADDRESS (IF NOT INSURED)

TYPE OF PRODUCT

MANUFACT PHONE (A/C NO.)

WHERE CAN PRODUCT BE SEEN?

OTHER LIABILITY INCLUDING COMPLETED OPERATIONS (EXPLAIN)

INJURED/PROPERTY DAMAGED

NAME & ADDRESS INJURED OWNER

Margie Snow P.O. Box 454 Shepherdsville, KY 40165

PHONE (A/C NO.)

502 543-4455

AGE SEX OCCUPATION

62 F Unknown

EMPLOYERS NAME & ADDRESS

Unknown

PHONE (A/C NO.)

DESCRIBE INJURY

Extent of injuries is

FATALITY

WHERE TAKEN

WHAT WAS INJURED DONE?

unknown. She was taken to University Hosp
by ambulance. Is now out of hospital.

driving east on KY 480

DESCRIBE PROPERTY (TYPE MODEL, ETC.)

'74 Chevy GSR van

ESTIMATE AMOUNT

WHERE CAN PROPERTY BE SEEN?

WHEN?

not yet submitted Call Ms. Snow for information

WITNESSES

NAME & ADDRESS

BUSINESS PHONE (A/C NO.)

RESIDENCE PHONE (A/C NO.)

Linda Meador 275 Meador Mountain Shepherdsville, KY 40165

502 543-9608

REMARKS

Ms. Snow called our office on Monday, 5/18/92. Mr. Teensma spoke to her and said we would file with our insurance company when the police report was available that afternoon.

REPORTED BY

REPORTED TO

SIGNATURE OF PRODUCER OR INSURED

Central Dispatch

ALLTEL Repair Service

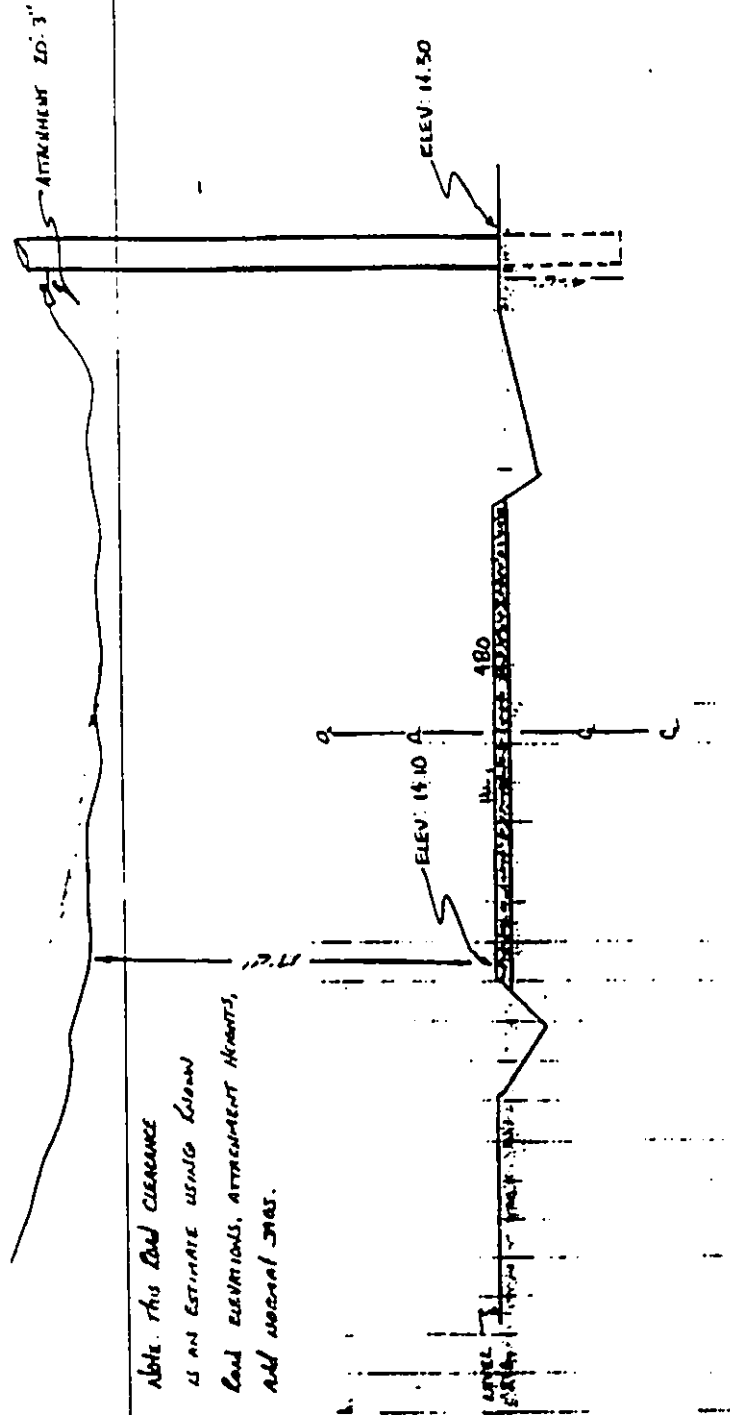
Linda Meador

UNIFORM POLICE TRAFFIC ACCIDENT REPORT										LOCAL CLUP	AGENCY ID NO.	MASTER FILE NO.				
INVESTIGATING AGENCY Kentucky State Police										KILLED	INJURED	INVESTIGATION COMPLETE	H. & E.	DAY	MONTH	YEAR
KENTUCKY STATE POLICE										0	1	0	No	1	14	92
INTERSECTION										IN	TO	COUNTY				
NA										YES	YES	FROM	9/10	9	55	
UNIT 1										UNIT 2						
OPERATOR LIC NO.										OPERATOR LIC NO.						
STATE										STATE						
RESTRICTION										RESTRICTION						
CODE										CODE						
COMPLIANCE										COMPLIANCE						
YES U NO U										YES U NO U						
OPERATOR-LAST NAME										OPERATOR-LAST NAME						
FIRST										FIRST						
DATE OF BIRTH										DATE OF BIRTH						
STREET NO. & NAME										STREET NO. & NAME						
CITY										CITY						
STATE										STATE						
ZIP CODE										ZIP CODE						
OWNER-LAST NAME										OWNER-LAST NAME						
FIRST										FIRST						
OWNER-ADDRESS										OWNER-ADDRESS						
MOTOR CARRIER NAME & ADDRESS										MOTOR CARRIER NAME & ADDRESS						
VEH. TR. MAKE										VEH. TR. MAKE						
MODEL										MODEL						
TYPE										TYPE						
STATE										STATE						
REGISTRATION NO.										REGISTRATION NO.						
YEAR										YEAR						
VEH. INS. CO.										VEH. INS. CO.						
ADDRESS										ADDRESS						
FIRE YES										FIRE YES						
OVERTURNED YES										OVERTURNED YES						
EST. TRAVEL SPEED										EST. TRAVEL SPEED						
SUBCOMPACT										SUBCOMPACT						
FULL SIZE										FULL SIZE						
COMPACT										COMPACT						
INTERMED.										INTERMED.						
VEH. ID NUMBER										VEH. ID NUMBER						
HAZARDOUS YES										HAZARDOUS YES						
CARGO CODE										CARGO CODE						
TYPE CARGO										TYPE CARGO						
NUMBER OF TRAILERS										NUMBER OF TRAILERS						
TRUCK LENGTH										TRUCK LENGTH						
WIDTH										WIDTH						
SINGLE UNIT										SINGLE UNIT						
COMBINATION										COMBINATION						
NO. AXLES										NO. AXLES						
DAMAGED UNIT NUMBER ONE										DAMAGED UNIT NUMBER TWO						
OTHER PROP.										OTHER PROP.						
NO DAMAGE										NO DAMAGE						
MINOR										MINOR						
MODERATE										MODERATE						
SEVERE										SEVERE						
INDICATE NORTH BY ARROW										ACCIDENT DESCRIPTION						
Ky 480										U-4 Stated that she was following a tractor-trailer truck west bound on Ky 480. The top of the trailer struck a telephone line crossing over the roadway. This caused the telephone pole the wire was hooked to to sway back and forth until it broke off. The pole fell across the roadway and struck the front of U-1. This caused U-1 to flip over and come to rest on its top. The tractor-trailer truck continued on without stopping.						
IMPACT WITH TELEPHONE POLE										FRP-U-1						
PROPERTY DAMAGE OTHER THAN VEHICLES										DATE NOTIFIED						
Telephone Pole & Line										1823						
DATE GIVEN BY										DATE ARRIVED						
Same										1836						
INJURED OR DECEASED REMOVED BY										DATE TIME AT HOSPITAL						
Human Hospital University										1917						
TESTED FOR										RESULTS						
ALCOHOL										NA						
REVERSE WITHNESS/DRIVERS										# DECEASED - DATE/TIME						
U-1										32 32 31 30 29 28 27 26 25						
Woods, Linda, 275 Meade Mountain, Shepherdsville, Ky										2 4 3 E 62 1 1 1 1						
										2 5 9 E 37 1 1 1 W						
ENFORCEMENT										PHOTOGRAPH						
CITATION OR CASE NO.										UNIT NO.						
NA										NA						
L.D. NO.										BEAT OR POST NO.						
TIME NOTIFIED										TIME ARRIVED						
SCENE CLEARED										REVIEWED BY						
PAGE OF PAGES																

05/22/92

15:41

006



Note: This End Clearance
is an estimate using known
End Elevations, Attachment Heights,
and normal seas.

Table 232-1 Vertical Clearance of Wires, Conductors, and Cables Above Ground, Roadway, Rail, or Water Surfaces

Volunteers are placed to prepare for effectively grounded circuits and those subject to faults which are grounded. Faults are cleared by promptly de-energizing the faulted section, both initially and following automatic breaker operations. See the definition section for voltages of other systems.

FT

Nature of surface underneath wires, conductors, or cables	(1) Insulated communication conductors and cables (nonenergized single grounded guys, insulated conductors meeting Rule 230E1 supply cables meeting Rule 230E3 (A))	(2) Non-energized communication conductors (supply cables 0 to 750 V meeting Rules 230E2 or 400E3 (B))	(3) Energized communication conductors (0 to 750 V meeting Rule 230E3 (A))	(4) Energized communication conductors (over 750 V meeting Rule 230E3 (B))	(5) Energized communication conductors (over 750 V meeting Rule 230E3 (C))	(6) Energized communication conductors (over 750 V meeting Rule 230E3 (D))	(7) Energized communication conductors (over 750 V meeting Rule 230E3 (E))
1. Park rail of railroads (except electric railroads using overhead trolley conductors) (2) (10) (11)	23.5	24.0	24.5	25.5	26.0 (A)	27.0 (A)	28.0 (A)
2. Roads, streets, alleys; nonresidential driveways, parking lots, and other areas subject to truck traffic (2) (11)	15.5 (12)	16.0 (13)	16.5	17.5	18.0 (14)	19.0 (14)	20.0 (14)
3. Residential driveways	15.5 (7) (11)	16.0 (7) (11)	16.5 (11)	17.5	18.0 (11)	19.0 (11)	20.0 (11)
4. Other land traversed by vehicles, such as cultivated, grazing, forest, orchard, etc.	15.5	16.0	16.5	17.5			
5. Spaces and ways subject to pedestrian or restricted traffic only (11)	9.5	14.0 (11)	15.5 (11)	16.5	18.0	19.0	20.0

6	Water areas not suitable for sailboating or where sailboating is prohibited (10)	14.0	14.5	15.0	17.0		
7	Water areas suitable for sailboating including lakes, ponds, reservoirs, tidal waters, rivers, streams, and canals with an unobstructed surface area of: (7) (8) (9)						
	(a) Less than 20 acres	17.5	18.0	18.5	20.5		
	(b) 20 to 200 acres	25.5	26.0	26.5	28.5		
	(c) Over 200 to 2000 acres	31.5	32.0	32.5	34.5		
	(d) Over 2000 acres	37.5	38.0	38.5	40.5		
8	Public or private land and water areas used for rigging or launching sailboats	Clearance above ground shall be 5 ft greater than in 7 above, for the type of water areas served by the launch landing site					
		Where wires, conductors, or cables run along and within the limits of highways or other road rights-of-way but do not overhang the roadway					
9	Roads, streets, or alleys	15.5 (13) (24)	16.0 (13)	16.5	18.5	19.0 (14)	20.0
10	Roads in rural districts where it is unlikely that vehicles will be crossing under the line	13.5 (10) (12)	14.0 (10)	14.5 (10)	16.5	18.0 (11)	20.0

(1) Where highways, tunnels, or bridges require it, less clearance above ground or rails than required by Table 232-1 may be used locally. The trolley and electrified railroad contact conductor should be graded very gradually from the regular construction down to the reduced elevation.

(2) For wire conductors, or cables crossing over mine, logging, and similar railways which handle only cars lower than standard freight cars, the clearance may be reduced by an amount equal to the difference in height between the highest loaded car handled and

22 ft, but the clearance shall not be reduced below that required for street crossings.

(3) This footnote not used in this edition.

(4) In communities where 21 ft has been established, this clearance may be continued if carefully maintained. The elevation of the contact conductor should be the same in the crossing and in adjacent spans (See Rule 230E2 for conditions which must be met where uniform height above rail is impractical).

(5) In communities where 16 ft has been established for trolley or

APPENDIX C

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 92- 312 DATED 8/13/92

DATE 5.22.92

AULTEL Kentucky, Inc.

COVERSHEET FOR FACSIMILE

Please deliver to: JIM JOHNSON

This facsimile is from: J. E. WEMA

Number of pages (including this coversheet): - 17 -

If there are any problems receiving or reading this facsimile, please call Donna Crouch
at 502 543-5107 as soon as possible.

Thank you!



ALLTEL Kentucky, Inc.
1608 Echo Avenue • P.O. Box 68 • Shepherdsville, Kentucky 40166
(502) 543-2231

J. Teensma
President
502-543-2231

May 22, 1992

Mr. James Johnson
Public Service Commission
Post Office Box 615
Frankfort, Kentucky 40602

Dear Jim:

This letter and the attached information is being sent to comply with the Commission's Regulation 807 KAR 5:006, Section 24.

The police report indicates a truck traveling west on Hwy 480 caught in lines crossing the highway and caused the pole to which they were attached to begin swaying and eventually break. The pole fell across the highway hitting an eastbound van driven by Margie Snow. Ms. Snow was taken by ambulance to the hospital. Ms. Snow did contact our office several days later. I told her we would be filing the accident information with our insurance company as soon as the police report was available from the State Police.

The information contained in the police report has been sent to our insurance company and they will be contacting Ms. Snow shortly if they have not already done so.

If you need any additional information, please call me.

Sincerely,

A handwritten signature in dark ink, appearing to read "J. Teensma", written over a horizontal line.

J. Teensma

JT/dc
Attachments.

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 92- 312 DATED 8/13/92

ACCIDENT AND TROUBLE REPORT FORM

PHONE NO: 502-543-5101

DATE 5/15/92